



**CHARLES D. BAKER**  
GOVERNOR

**KARYN E. POLITO**  
LIEUTENANT GOVERNOR

**JAY ASH**  
SECRETARY OF HOUSING AND  
ECONOMIC DEVELOPMENT

**Commonwealth of Massachusetts**  
**Division of Professional Licensure**  
**BOARD OF STATE EXAMINERS OF PLUMBERS**  
**AND GAS FITTERS**

1000 Washington Street • Boston • Massachusetts • 02118

**JOHN C. CHAPMAN**  
UNDERSECRETARY OF  
CONSUMER AFFAIRS AND  
BUSINESS REGULATION

**CHARLES BORSTEL**  
COMMISSIONER, DIVISION OF  
PROFESSIONAL LICENSURE

**April 05, 2017 BOARD MEETING MINUTES**

MEMBERS	APPOINTMENT	PRESENT	ABSENT
Mr. Paul Kennedy Sr.	Chairman, Journeyman Gasfitter	x	
Mr. Joseph McNamee	Member, Master Gas Fitter	x	
Mr. Bahig A. Kaldas, P. E.	Member, Plumbing Engineer	x	
Ms. Sarah Badway	Consumer Member	x	
Mr. Joseph Waskiewicz	Member, Master Plumber	x	
Ms. Ruth Alfasso	Member, Dept. of Public Health	x	
Mr. John Cruz	Member, LP Installer	x	
Mr. Harold Knight	Member, Journeyman Plumber	x	
Mr. Dan Kilburn	Member, Public Safety	x	

**9:00 A.M. AGENDA REVIEW:** By Chairman Paul Kennedy

- Emergency Egress and Cell Phone Policy

**9:05 A.M.: APPROVAL OF PREVIOUS MEETING MINUTES:**

- The March 29, 2017 Board Meeting Minutes (public and executive session)

*NOTE: A minor correction was made to PV265 to reflect that Mr. Kaldas recused himself.*

*A motion was made to approve the minutes as written by Mr. Dan Kilburn and seconded by Mr. Joe Waskiewicz*  
*Unanimous*

**VARIANCES**

**PV267 - ALUMINI FIELD AMENITIES BUILDING-55 RUSSELL STREET- LITTLETON**

The Petitioner (Michael Fontanella) is seeking a variance from 248 CMR 10.10 (18).. The proposed amenities building will provide convenience restroom access for the facility. The Littleton Board of Health has no objection regarding this variance.

***Meeting Notes:***

*The existing stadium has 835 seats with no restrooms. Proposed new stadium has 742 seats with a new concession building which includes bathrooms. The petitioner is asking for a reduction of Fixtures consistent with 50% of the code requirements. Employees in the concession building will use the public bathrooms provided.*



*A motion was made by Mr. McNamee to allow 7 water closets for woman and 4 water closets for men using 742 total seats. Seconded by Mr. Waskiewicz. Motion passed unanimously*

**PV272 - EMPORIUM - 205 SHREWSBURY STREET - WORCESTER**

The Petitioner (Thomas Simulis) is seeking a variance from 248 CMR 10.15 to allow the installation of a grinder pump for this location. The request comes from the project engineer, the building owner and Simulis plumbing for the purpose of protecting the inside of the property due to a low water table and the building being located on the lowest portion of Shrewsbury Street where the storm and sanitary drainage is combined and prone to backup beyond any control in storm situations. The grinder pump will act as a check valve situation outside the building preventing any backups directly into the building and leaving any backup water outside protecting the property. The pump will be located in the sidewalk on Fantasia Street within the building owner's property line. The Worcester Board of Health was properly petitioned.

***Meeting Notes:***

*Plumber has installed a Back Water Valve. Grinder Pump will be installed within 10' of foundation. There is a total of two water closets in the building. Petitioner is not sure what total occupancy would be. Building is 3,390 sq. ft.*

*A motion was made by Mr. Waskiewicz to approve based upon the occupancy count is submitted to the Board and fixture count is in compliance with the CMR 248, 10.10. If the fixture count is in compliance, a duplex pump is not required. Seconded by Mr. Kilburn. Motion passed unanimously*

**FYI – Board Delegated Staff Approvals – Board Vote Not Required**

**FLOOR DRAINS & G/O/S SEPARATOR WAIVER WHEN INSTALLING ALTERNATE SYSTEM**

DA PV271 – RALPH'S BLACKSMITH SHOP 23-26 SMITH STREET – NORTHAMPTON

**FULL OPERATION OF UNLISTED GAS EQUIPMENT**

DAGV81 – MONOGRAM FOODS – 330 BALLARDVILLE STREET – WILMINTON

DAGV104 – KAHA COFFEE ROASTERS – 14 CEDAR STREET - AMESBURY

**QUASI JUDICIAL SESSION**

At approximately 9:20 a.m., the Chairman stated the Board would need to enter into a Quasi-Judicial Session pursuant to M.G.L. c. 30A, §18. The chair estimated that the Board would return to Open Session at approximately 9:25 a.m.

*A motion was made to enter quasi-judicial session by Mr. Kilburn and seconded by Mr. McNamee. Motion passed unanimously*

Upon conclusion of the quasi-judicial session, the Board reported the following for the record:

A motion was made by Mr. McNamee to issue a written decision in the matter of PL-15-036. Seconded by Joseph Waskiewicz. Motion passed unanimously. (decision will be sent in writing separately)

**BOARD CONSIDERED MATTERS NOT REASONABLY ANTICIPATED BY THE CHAIR:**

**EXECUTIVE SESSION: TIME SENSITIVE**

At approximately 9:25 a.m., the Chairman stated the Board would need to enter into an Executive Session pursuant to M.G.L. c. 30A, §21 to review applicant's character, rather than competence. The matter was not on the agenda and not anticipated by the chair, but the applicant was present. The chair estimated that the Board would return to Open Session at approximately 9:40 a.m.

***A motion was made to enter executive session by Mr. McNamee and seconded by Mr. Waskiewicz, thereafter a roll call vote was taken:***

MEMBER	YEA	NAY	ABSENT	RECUSED	ABSTAINED
Mr. Kennedy	<b>X</b>				
Mr. McNamee	<b>X</b>				
Ms. Sarah Badway	<b>X</b>				
Mr. Waskiewicz	<b>X</b>				
Mr. Kaldas	<b>X</b>				
Ms. Alfasso	<b>X</b>				
Mr. Cruz	<b>X</b>				
Mr. Knight	<b>X</b>				
Mr. Dan Kilburn	<b>X</b>				

See separate minutes for Executive Session matters

The Board returned to open session at 9:35 a.m.

## **ADJOURNMENT**

**MOTION TO ADJOURN** at 9:30 am by Mr. Kilburn, seconded by Ms. Alfasso.

### LIST OF DOCUMENTS USED:

1. Meeting agenda
2. Minutes from prior meeting
3. Variance applications for above referenced agenda items

Respectfully Submitted By;  
Frederick M. Lima

Board of Examiners of Plumbers and Gasfitters

Respectfully Authorized by;

*Paul Kennedy, Sr.,*

Paul Kennedy Sr., Chairman

Board of Examiners of Plumbers and Gasfitters